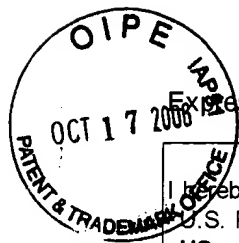


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Date: October 17, 2006

Lynnea B. Kennelly  
Lynnea B. Kennelly

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**IN RE APPLICATION OF: Schultz *et al.*

APPLICATION No.: 09/740,615

FILED: December 18, 2000

FOR: PLASMON RESONANT PARTICLES,  
METHODS AND APPARATUS

EXAMINER: Lam, A.

ART UNIT: 1641

CONFIRMATION No.: 1773

**Appeal Brief Transmittal**

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to the Notice of Appeal submitted March 17, 2006, enclosed herewith are the following:

- ☒ Applicant's Appeal Brief in triplicate.
- ☒ A Petition for Five-month Extension of Time.
- ☒ Fees (37 C.F.R. § 1.17(c)): ☒ Small Entity: \$ 250.00  
(37 C.F.R. § 1.17(a)(5)) ☒ Small Entity: \$1080.00
  - ☒ Enclosed is a check for \$1330.00 covering the above fees.
  - ☐ Please charge the above fee(s) to Deposit Account No. 50-2207.
  - ☒ Please charge any underpayment for timely consideration of this paper to Deposit Account No. 50-2207.
- ☒ Applicant petitions for an Extension of Time if necessary for timely filing of this Brief.

Respectfully submitted,

Date: Oct 17, 2006

Peter J. Dehlinger  
Peter J. Dehlinger  
Reg. No. 28,006

**Correspondence Address:**

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Ph: 650 838-4401

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